

ORIGINAL

ORDINANCE NO. 367

AN ORDINANCE OF THE CITY OF SHORELINE, WASHINGTON, ESTABLISHING A UTILITY TAX ON THE CITY STORMWATER UTILITY, AND AMENDING SHORELINE MUNICIPAL CODE 3.32.020

WHEREAS, state law defines sewerage systems as systems including combined sanitary sewage disposal and storm or surface water drains and facilities, as well as storm or surface water drains, channels, and facilities, but the city's existing utility tax is not assessed against stormwater utilities that are not combined sewerage operations;

WHEREAS, the City Council has determined that the public interest is best served by the application of the City's 6% utility tax on sewerage operations to stormwater utility operations to offset limitations on property taxes that create revenues increases below the rate of inflation for city expenses;

NOW, THEREFORE THE CITY COUNCIL OF THE CITY OF SHORELINE, WASHINGTON, DO ORDAIN AS FOLLOWS:

Section 1. Amendment. Shoreline Municipal Code section 3.32.020 I is amended to read as follows:

3.32.020 Definitions. As used in this ordinance, unless the context or subject matter clearly requires otherwise, the words or phrases defined in this section shall have the indicated meanings.

...
I. "Sewerage Operation" means operation of sanitary sewer facilities, including collection, treatment and disposal facilities, operation of combined sanitary and surface water drains and outfalls, and operation of storm or surface water drains, channels, and facilities.

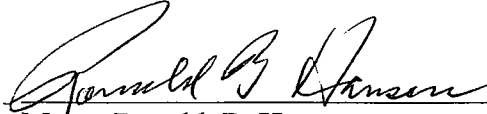
Section 2. Referendum. This ordinance shall be subject to the referendum procedure of RCW 35.21.706. A referendum petition may be filed within seven days of passage with the City Clerk to obtain a ballot title, final form and identification number in cooperation with the City Attorney and the petitioner. After issuance of the final petition by the Clerk, the petitioner shall have thirty days to secure signatures of not less than fifteen percent of the registered voters of the City of Shoreline as of the last municipal general election on the petition forms and file with the City Clerk. This procedure shall supersede SMC Ch. 1.12 and all statutes for referendum which might apply.

Section 3. Effective Date. A summary of this ordinance consisting of its title shall be published in the official newspaper of the City. This ordinance shall take effect and be in full force on January 1, 2005, provided, however, if a referendum petition is filed pursuant to Section

JAN 10 10 10

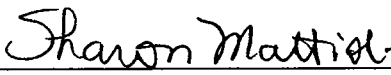
2 of this ordinance, the ordinance shall be suspended until either a deadline imposed under Section 2 is not met or there is a vote on the referendum.

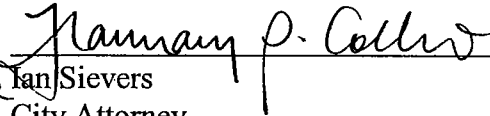
PASSED BY THE CITY COUNCIL ON NOVEMBER 22, 2004.


Mayor Ronald B. Hansen

ATTEST:

APPROVED AS TO FORM:


Sharon Mattioli
City Clerk


for Jan Sievers
City Attorney

Date of Publication: November 29, 2004
Effective Date: January 1, 2005